

**BARRY, MCTIERNAN & MOORE
COUNSELORS AT LAW**

WESTCHESTER OFFICE	2 RECTOR STREET	CONNECTICUT OFFICE
55 CHURCH STREET	NEW YORK, NEW YORK 10006	27 LONG MEADOW ROAD
WHITE PLAINS, NY 10601	_____	TRUMBULL, CT 06611
TEL: (914) 946-1030	TEL: (212) 313-3600	TEL: (203) 261-8060
FAX: (914) 946-3814	FAX: (212) 608-8901	FAX: (203) 268-0384
	FAX: (212) 608-8902 (TOXIC TORT)	

March 8, 2012

Via ECF

Chief Magistrate Steven M. Gold
United States District Court
Eastern District of New York
225 Cadman Plaza, East
Brooklyn, NY 11201

Re: Rodriguez v. the City of New York
P.A. Jr. v City of New York
10 CV 4661

Dear Magistrate Gold:

I write on behalf of the City of New York and as a follow up to my letter dated March 1, 2012. Your Honor has recently scheduled a conference for March 21, 2012 in response to a letter submitted by Mr. Lambert. However, the order was silent on the issues raised in our March 1 letter.

As you know, the attorneys for P.A. Jr. have noticed 30(b)(6) depositions of the defendants for next week, prior to the March 21st conference – depositions to which we objected in our March 1 letter to Your Honor. We seek guidance on whether we should be prepared to go forward with these depositions next week, or whether the Court would be amenable to holding the depositions in abeyance for a short time so that we can discuss our objections to the depositions at the March 21st conference.

Thank you.

Respectfully submitted,
BARRY, MCTIERNAN & MOORE

By: Suzanne M. Halbardier
Suzanne M. Halbardier

cc: Via ECF
James F. Lambert, Esq.
Robert Alexander Osuna, Esq.
Skadden Arps Slate Meagher & Flom LLP
Attorneys for Plaintiffs

Charles E. O'Bryan, Esq.
Jones, Hirsch, Connors & Bull, P.C.
Attorneys for Defendants St. Vincent's Services, Inc.